

**REMARKS**

The amendments to pages 19-20 of the Specification correct errors in the description of Table 1 and the amino acid sequence of p53 protein. Inspection of Table 1 on page 20 reveals that the sequence in the Table actually sets forth an amino acid sequence encoded by the p53 gene, instead of the "coding sequence of the p53 gene", which implies a sequence of nucleotides. The sequence in the amendment to page 20, lines 2-19, does not contain new matter, but simply reorders the existing sequence by deleting the initial portion of the amino acid sequence containing stop codons up to the initiation methionine, as amended July 22, 1998 in the parent application USSN 08/958,570, in order to clarify the numbering of nucleotides at the right margin. That the p53 protein begins with "MEEPQ...", and that the nucleotides immediately preceding the codon for this initiation methionine were an untranslated region was known prior to Applicants' filing date is supported by, *e.g.*, Buchman *et al.* (1988) *Cell* 70:245-252. The Substitute Sequence Listing filed February 15, 2000 for parent application USSN 08/958,570 contains the corrected SEQ ID NO:9 to reflect this amended sequence.

The amendment to the paragraph beginning on page 52 corrects an error of a typographical nature, namely, that the Specification contained two tables labeled "Table 1"; the second Table has been amended to correct this numbering to "TABLE 2".

Applicants request entry of this amendment in adherence with 37 C.F.R. §§1.821 to 1.825. The information contained in the computer readable form of the Substitute Sequence Listing for Application No. 08/328,673 was prepared through the use of the software program "PatentIn" and is identical to that of the paper copy, a copy of which is enclosed for the convenience of the Examiner. This amendment contains no new matter.

Appl. No. 10/766,363  
Amdt. dated July 1, 2004  
Reply to Notice to Comply of June 15, 2004

PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,



Chuan Gao  
Reg. No. 54,111

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, California 94111-3834  
Tel: 415-576-0200  
Fax: 415-576-0300  
Attachments  
CG:dmw  
60252809 v1